

June 20, 2003

CORRECTED VERSION

CHDP Provider Information Notice No.: 03-11

TO: ALL CHILD HEALTH AND DISABILITY PREVENTION (CHDP)
PROGRAM HEALTH ASSESSMENT PROVIDERS AND CLINICAL
LABORATORY PROVIDERS

SUBJECT: MAKING INFORMATION AVAILABLE TO LOCAL CHILD HEALTH AND
DISABILITY PREVENTION (CHDP) PROGRAMS ABOUT
CHDP-RELATED PATIENT SERVICES

The purpose of this information notice is to advise you of the permissibility of providing information to local CHDP Program staff persons for the purpose of care coordination with patients who have received CHDP services.

A number of CHDP providers have questioned whether patient information can be made available to the CHDP Program under the Health Insurance Portability and Accountability Act (HIPAA) Privacy Rule. CHDP is a program of the California Department of Health Services (CDHS), Children's Medical Services (CMS) Branch administered by the state and operated locally through 61 local health departments throughout the state.

The local CHDP Program located within the local health department is acting under the authority of the CDHS, CMS Branch, to conduct the operations of the CHDP Program. These operations include ascertaining the status of treatment for health conditions found during a CHDP health assessment and referrals for specialized treatment.

The CHDP Program is a HIPAA covered entity health plan. Providers may release information to CHDP as part of the child's treatment plan and as part of the operations of the CHDP Program. CHDP as a covered entity is subject to the same restrictions on disclosures of protected health information as providers of services.



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Children's Medical Services Branch
714/744 P Street, P.O. Box 942732, Sacramento, CA 94234-7320
(916) 327-1400
Internet Address: <http://www.dhs.ca.gov/pcfh/cms>

Pursuant to the HIPAA Privacy Rule 164.506 (c) (4), a covered entity (the CHDP provider) may disclose protected health information to another covered entity (the CHDP Program) for health care operations activities of the covered entity that receives the information (the CHDP Program), if:

- Each entity either has or had a relationship with the individual who is the subject of the protected health information being requested,
- The protected health information pertains to such relationship, and
- The disclosure is for the purpose of case management and care coordination or contacting health care providers and patients with information about treatment alternatives.

If you have any questions or concerns please contact the Deputy Director of the local CHDP Program in your local health department.

Sincerely,

Original Signed by Maridee Gregory, M.D.

Maridee A. Gregory, M.D., Chief
Children's Medical Services Branch